

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO. 10273 OF 2006

DATED: 22-06-2006

BETWEEN:

Pasupuleti Sreeramulu
S/o. Ramachandraiah
Petitioner

...

And

The Proddatur Municipality,
Rep. by its Municipal Commissioner,
Municipal Office, Proddatur,
Kadapa District.
Respondent

...

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO. 10273 OF 2006

ORDER:

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Heard the counsel.

The present writ petition is filed praying for a writ of Mandamus declaring the action of respondent-municipality in high-handedly locking the petitioner's shops bearing Nos. 65, 67 and 68 in New Vegetable Market in Proddatur Municipality on 03-05-2006 without issuing notice, without following any procedure and without passing any order as illegal, unjust, arbitrary, extraneous, discriminative and against Rule 12 of the A.P. Municipalities (Regulation of receipts and Expenditure) Rules, 1968 and also against Article 14 of the Constitution of India and consequently direct the respondent to handover the possession of the shops bearing Nos. 65, 67 and 68 in New Vegetable Market, Proddatur, Kadapa District to the petitioner and pass such other suitable orders.

Sri S.I. Newton, learned standing counsel representing the respondent municipality states that the municipality never locked the shop rooms as stated by the petitioner. However, in order to evade the

due amount payable to the municipality, petitioner filed this writ petition with untenable allegations.

No doubt, though several other submissions were also made at length, his submission that the respondent-municipality had not locked the shop rooms of the petitioner is hereby recorded. It is needless to say that the respondent-municipality is at liberty to issue notice and to follow the procedure in accordance with law in this regard if it chooses to do so.

Accordingly, recording the submission of the standing counsel, no further orders need to be passed and the writ petition is hereby closed. No costs.

P.S.NARAYANA, J.

Dated: 22-06-2006
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